

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

Bail Appl..No. 1353 of 2007(S)

C.R.NO.9/07 OF KUNNAMANGALAM EXCISE RANGE

: PETITIONER

SANTHAKUMARI, AGED 50 YEARS,
WIFE OF KUTTIAMAN, PALAYIL HOUSE,
KUMARANELLOR AMSOM AND DESOM,
KOZHIKODE TALUK.

BY ADV. SRI.JACOB ABRAHAM

RESPONDENTS:

EXCISE INSPECTOR,
KUNNAMANGALAM EXCISE RANGE,
KOZHIKODE DISTRICT.
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 07/03/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

.....
B.A. No. 1353 OF 2007
.....

Dated this the 7th day of March, 2007

O R D E R

Petitioner, a lady and who is the accused in C.R.No.9/07 of Kunnamangalam Excise Range for an offence punishable under section 55(g) of the Abkari Act for allegedly having been found in possession of 15 litres of wash in the property allegedly belonging to her husband on 14.2.2007, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of on merits, preferably on the same date on which it is filed, after taking into account the decision of this court reported in ***Sukumari Vs. State of Kerala*** [2001 (1) KLT 22] and also after considering the medical reports, if any, produced by the petitioner.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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